WP(C) 5829/2007

BEFORE

HON'BLE THE AMITAVA ROY

Heard Mr DC Chakraborty, learned counsel for the petitioner. Also heard Mr H. Rahman, learned State counsel for the official respondents.

Briefly stated, the facts relevant for disposing of this petition are that, the petitioners amongst others offered their candidatures in response to the advertisement dated 1.8.2006 for filling up of 16 posts of Statistical Assistants under the Directorate of Employment and Craftsmen Training, Government of Assam. They appeared in the written test held on 26.11.2006 and the viva voce tests held from 31.3.2007 to 11.4.2007. A select list dated 3.5.2007 was thereafter drawn up empanelling 13 candidates including the petitioners. According to them, necessary police verification was also done and though they were waiting in bonafide expectation for being appointed, there was an inexplicable lull in the process thereafter.

One of the unsuccessful candidates Surendra Yadav approached this Court with WP(C) No.2424/2007 wherein this Court by order dated 25.6.2007 in the interim, restrained the respondents from making appointments in the posts of Statistical Assistants in the Directorate of Employment and Craftsmen Training without its leave. By its order dated 25.6.2007, however, the interim direction was modified permitting the respondents to make appointments to the posts of Statistical Assistants keeping one post vacant. As inspite thereof, appointments thereof have not been made, the petitioners are before this Court.

The written instructions addressed to Mr Rahman, learned Junior Govt. Advocate, Assam contained in the communication dated 21.11.2007 of the Director of Employment and Craftsmen Training, Assam in substance, convey that the appointments could not be made in view of some impediments in the process and that now within one month herefrom the same would be made subject to the constraints consequent upon the issuance of the notification pertaining to the Panchayat elections.

The learned counsel for the petitioners submits that in view of the above, the petition be closed with a direction to the respondents to act in terms of the stand taken in the letter dated 21.11.2007.

As the written instructions referred to hereinabove in essence, disclose the readiness of the State respondents to make appointments to the posts of Statistical Assistants on the basis of the selection made subject to the notification pertaining to the Panchayat elections within the time specified by them, I am of the view that, it would meet the ends of justice if this petition is closed by directing the respondents to adhere to their stand as above and take appropriate steps pursuant thereto. Ordered accordingly. The petition stands disposed in the above terms. No costs.